

06/21/01

Birch, Stewart, Kolasch & Birch, LLP
Intellectual Property Law

PARTNERS

Harrell C. Birch
Raymond C. Stewart
Joseph A. Kolasch
James M. Slattery
Richard L. Sweeney*
Michael K. Mutter
Charles Gorenstein
Gerald M. Murphy, Jr.
Leonard R. Svensson
Terry L. Clark
Andrew D. Meikle
Marc S. Weiner
Joe McKinney Muncy
Robert J. Kenney
Donald J. Daley
John W. Bailey
John A. Castellano
Gary D. Yacura
Thomas S. Auchterlonie
Mark J. Nuell, Ph.D.

OF COUNSEL

Herbert M. Birch (1905-1996)
Elliot A. Goldberg*
William L. Gates*
Edward H. Valance
Rupert J. Brady (Ret.)*
F. Prince Butler
Fred S. Whisenhunt
James W. Hellwege

*Admitted to a bar other than VA

8110 Gatehouse Road
Suite 500 East
Falls Church, VA 22042-1210
USA

703 205 8000 (tel)
703 205 8050 (fax)
703 698 8590 (GIV)

mailroom@bskb.com
www.bskb.com

CALIFORNIA OFFICE
Costa Mesa, California

ASSOCIATES

James T. Eller, Jr.
Scott L. Lowe
D. Richard Anderson
Paul C. Lewis
Mark W. Milstead*
Richard J. Gallagher
Jayne M. Saydah*
MaryAnne Armstrong, Ph.D.
Kecia J. Reynolds
Robert L. Scott, II
Kalpana Reddy
Larry J. Hume

REG. PATENT AGENTS

Frederick R. Handren
Maki Hatsumi
Craig A. McRebbie
Garth M. Dahlen, Ph.D.
Robert E. Goozner, Ph.D.
Matthew J. Lattig
Timothy R. Wyckoff
Kristi L. Rupert, Ph.D.
Hrayr A. Sayadian, Ph.D.
Matthew T. Shanley
Jason W. Rhodes
Christina F. Annick
Susan W. Gorman, Ph.D.
David J. Cho

Date: June 21, 2001

Docket No.: 0020-4877P

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a Request for filing a ☐ continuation ☒ divisional
☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 08/468,560 filed on June 6, 1995,
the entire contents of which are hereby incorporated, by
reference,
by

NAGATA, Shigekazu; ITOH, Naoto; and YONEHARA, Shin

for

DNA CODING FOR HUMAN CELL SURFACE ANTIGEN

1. ☒ Enclosed is an application consisting of specification,
claims, declaration and drawings/photographs (if
applicable).
2. ☒ The filing fee has been calculated as follows:



JC872 U.S. PRO
09/884987
06/21/01

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$710.00	\$355.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	13-20 =	0	x 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	2-3 =	0	x 80 = \$0.00	x 40 = \$0.00
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$270.00	+ \$135.00
TOTAL			\$980.00	\$0.00

3. ☒ A check in the amount of \$980.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. Amend the specification by inserting before the first line thereof the following:
- a. ☐ --This application is a ☐ continuation ☐ divisional ☐ continuation-in-part of co-pending Application No. 08/468,560, filed on June 6, 1995, the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120; and this application claims priority of Application No. _____ filed in _____ on _____ under 35 U.S.C. § 119.--
- b. ☐ --This application is a ☐ continuation ☐ divisional ☐ continuation-in-part of co-pending Application No. 08/468,560, filed on June 6, 1995 and for which priority is claimed under 35 U.S.C. § 120. Application No. 08/468,560 is the national phase of PCT International Application No. PCT/_____/_____ filed on _____ under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference. This application also claims priority of Application No. _____ filed in _____ on _____ under 35 U.S.C. § 119.--

6. ☒ Enclosed is/are thirteen (13) sheet(s) of formal drawings and/or photographs.
- 7a. ☐ A statement claiming small entity status was filed in prior Application No. 08/468,560 on _____. See the attached copy of the statement claiming small entity status.
- 7b. ☐ The current application qualifies for small entity status.
8. ☒ The prior application is assigned to Osaka Bioscience Institute.
9. ☒ A Preliminary Amendment is enclosed.
- 10a. ☒ Priority of Application No(s). 125234/1991 filed in JAPAN on April 26, 1991 is/are claimed under 35 U.S.C. § 119.
- 10b. ☐ Priority of International Appln. _____ filed on _____ under the Patent Cooperation Treaty and _____ Application No. _____ filed in _____ on _____ under 35 U.S.C. § 119 are hereby reclaimed.
11. ☒ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
12. ☒ Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
Telephone: (703) 205-8000

or
Customer No. 2292
13. ☐ An extension of time for _____ () month(s) until _____ has been submitted in parent Application No. 08/468,560 in order to establish co-pendency with the present application.
14. ☐ Also enclosed herewith is the following:

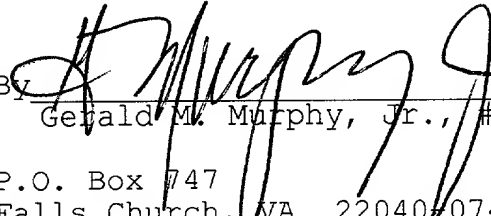
09884987-06404

Docket No. 0020-4877P

If necessary, the Commissioner is hereby authorized in this, C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Gerald M. Murphy, Jr., #28,977
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

GMM/MAA/csp
0020-4877P

Attachments

(Rev. 01/23/01)

0020-4877P